JS 44 (Rev. 09/11)

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. *(SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)*

I. (a) PLAINTIFFS
Governor Jesse Ventura, a/k/a James G. Janos

DEFENDANTS
Chris Kyle

(b) County of Residence of First Listed Plaintiff   Minn. county unknown
(EXCEPT IN U.S. PLAINTIFF CASES)

County of Residence of First Listed Defendant   Dallas County, Texas
(IN U.S. PLAINTIFF CASES ONLY)
NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

(c) Attorneys *(Firm Name, Address, and Telephone Number)*
David Bradley Olsen, Henson & Efron, P.A.
220 South Sixth Street, Suite 1800, Minneapolis, MN 55402

Attorneys *(If Known)*
John P. Borger, Leita Walker, Faegre Baker Daniels LLP
2200 Wells Fargo Center, 90 S. 7th St., Minneapolis, MN 55402

II. BASIS OF JURISDICTION   *(Place an "X" in One Box Only)*

- ☐ 1 U.S. Government Plaintiff
- ☐ 2 U.S. Government Defendant
- ☐ 3 Federal Question *(U.S. Government Not a Party)*
- ☒ 4 Diversity *(Indicate Citizenship of Parties in Item III)*

III. CITIZENSHIP OF PRINCIPAL PARTIES *(Place an "X" in One Box for Plaintiff)*
(For Diversity Cases Only) and One Box for Defendant)

	PTF	DEF		PTF	DEF
Citizen of This State	☒ 1	☐ 1	Incorporated *or* Principal Place of Business In This State	☐ 4	☐ 4
Citizen of Another State	☐ 2	☒ 2	Incorporated *and* Principal Place of Business In Another State	☐ 5	☐ 5
Citizen or Subject of a Foreign Country	☐ 3	☐ 3	Foreign Nation	☐ 6	☐ 6

IV. NATURE OF SUIT *(Place an "X" in One Box Only)*

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
☐ 110 Insurance	**PERSONAL INJURY**	**PERSONAL INJURY**	☐ 625 Drug Related Seizure of Property 21 USC 881	☐ 422 Appeal 28 USC 158	☐ 375 False Claims Act
☐ 120 Marine	☐ 310 Airplane	☐ 365 Personal Injury -	☐ 690 Other	☐ 423 Withdrawal 28 USC 157	☐ 400 State Reapportionment
☐ 130 Miller Act	☐ 315 Airplane Product	Product Liability			☐ 410 Antitrust
☐ 140 Negotiable Instrument	Liability	☐ 367 Health Care/			☐ 430 Banks and Banking
☐ 150 Recovery of Overpayment & Enforcement of Judgment	☒ 320 Assault, Libel & Slander	Pharmaceutical Personal Injury		**PROPERTY RIGHTS**	☐ 450 Commerce
☐ 151 Medicare Act	☐ 330 Federal Employers'	Product Liability		☐ 820 Copyrights	☐ 460 Deportation
☐ 152 Recovery of Defaulted Student Loans (Excl. Veterans)	Liability	☐ 368 Asbestos Personal Injury Product		☐ 830 Patent	☐ 470 Racketeer Influenced and Corrupt Organizations
	☐ 340 Marine			☐ 840 Trademark	☐ 480 Consumer Credit
☐ 153 Recovery of Overpayment of Veteran's Benefits	☐ 345 Marine Product Liability	Liability			☐ 490 Cable/Sat TV
☐ 160 Stockholders' Suits	☐ 350 Motor Vehicle	**PERSONAL PROPERTY**	**LABOR**	**SOCIAL SECURITY**	☐ 850 Securities/Commodities/ Exchange
☐ 190 Other Contract	☐ 355 Motor Vehicle	☐ 370 Other Fraud	☐ 710 Fair Labor Standards Act	☐ 861 HIA (1395ff)	
☐ 195 Contract Product Liability	Product Liability	☐ 371 Truth in Lending	☐ 720 Labor/Mgmt. Relations	☐ 862 Black Lung (923)	☐ 890 Other Statutory Actions
☐ 196 Franchise	☐ 360 Other Personal Injury	☐ 380 Other Personal Property Damage	☐ 740 Railway Labor Act	☐ 863 DIWC/DIWW (405(g))	☐ 891 Agricultural Acts
	☐ 362 Personal Injury - Med. Malpractice	☐ 385 Property Damage Product Liability	☐ 751 Family and Medical Leave Act	☐ 864 SSID Title XVI	☐ 893 Environmental Matters
			☐ 790 Other Labor Litigation	☐ 865 RSI (405(g))	☐ 895 Freedom of Information Act
			☐ 791 Empl. Ret. Inc. Security Act		☐ 896 Arbitration
REAL PROPERTY	**CIVIL RIGHTS**	**PRISONER PETITIONS**		**FEDERAL TAX SUITS**	☐ 899 Administrative Procedure Act/Review or Appeal of Agency Decision
☐ 210 Land Condemnation	☐ 440 Other Civil Rights	☐ 510 Motions to Vacate Sentence		☐ 870 Taxes (U.S. Plaintiff or Defendant)	
☐ 220 Foreclosure	☐ 441 Voting	**Habeas Corpus:**		☐ 871 IRS—Third Party 26 USC 7609	☐ 950 Constitutionality of State Statutes
☐ 230 Rent Lease & Ejectment	☐ 442 Employment	☐ 530 General			
☐ 240 Torts to Land	☐ 443 Housing/ Accommodations	☐ 535 Death Penalty	**IMMIGRATION**		
☐ 245 Tort Product Liability	☐ 445 Amer. w/Disabilities - Employment	☐ 540 Mandamus & Other	☐ 462 Naturalization Application		
☐ 290 All Other Real Property	☐ 446 Amer. w/Disabilities - Other	☐ 550 Civil Rights	☐ 463 Habeas Corpus - Alien Detainee (Prisoner Petition)		
	☐ 448 Education	☐ 555 Prison Condition	☐ 465 Other Immigration Actions		
		☐ 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN *(Place an "X" in One Box Only)*

- ☐ 1 Original Proceeding
- ☒ 2 Removed from State Court
- ☐ 3 Remanded from Appellate Court
- ☐ 4 Reinstated or Reopened
- ☐ 5 Transferred from another district *(specify)*
- ☐ 6 Multidistrict Litigation

VI. CAUSE OF ACTION
Cite the U.S. Civil Statute under which you are filing *(Do not cite jurisdictional statutes unless diversity)*:
28 USC §§ 1332, 1441, 1446

Brief description of cause:
Defamation, Right of Publicity, Unjust Enrichment

VII. REQUESTED IN COMPLAINT:
☐ CHECK IF THIS IS A **CLASS ACTION** UNDER F.R.C.P. 23

DEMAND $ 50,000 +

CHECK YES only if demanded in complaint:
JURY DEMAND: ☒ Yes   ☐ No

VIII. RELATED CASE(S) IF ANY
(See instructions):   None
JUDGE _____   DOCKET NUMBER _____

DATE   2/23/2012

SIGNATURE OF ATTORNEY OF RECORD   *(signature)*